

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS  
AMARILLO DIVISION

SPECTRUM WT, *et al.*,  
*Plaintiffs,*

v.

WALTER WENDLER, *et al.*,  
*Defendants.*

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CIVIL ACTION NO. 2:23-CV-048-Z

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DEFENDANT WENDLER'S  
MOTION TO DISMISS UNDER RULE 12(b)(1) & 12(b)(6)

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Defendant Walter Wendler moves to dismiss this case under Rule 12(b)(1) and 12(b)(6). As set forth more fully in the brief filed in support of this motion, dismissal is warranted.

Dated: May 5, 2023.

Respectfully submitted,

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/s/ Charles K. Eldred  
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### **CERTIFICATE OF SERVICE**

I certify that a true and accurate copy of the foregoing document was filed electronically  
(via CM/ECF) on May 5, 2023.

/s/ Charles K. Eldred  
Charles K. Eldred